

5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON **Apr 01, 2019**

7 SEAN F. McAVOY, CLERK

8 MELLISA L.,

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No. 1:18-CV-3131-JTR

v.

10 COMMISSIONER OF SOCIAL
11 SECURITY,

12 Defendant.

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14 ORDER GRANTING STIPULATED
15 MOTION FOR REMAND
16 PURSUANT TO SENTENCE FOUR
17 OF 42 U.S.C. § 405(g)

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BEFORE THE COURT is the parties' stipulated motion to remand the
above-captioned matter to the Commissioner for additional administrative
proceedings pursuant to sentence four of 42 U.S.C. § 405(g). ECF No. 19.
Attorney D. James Tree represents the claimant; Special Assistant United States
Attorney Leisa A. Wolf represents Defendant. The parties have consented to
proceed before a magistrate judge. ECF No.6. After considering the file and
proposed order, **IT IS ORDERED:**

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1. The parties' Stipulated Motion for Remand, **ECF No. 19**, is
GRANTED. The above-captioned case is **REVERSED** and **REMANDED** to the
Commissioner of Social Security for further administrative proceedings pursuant to
sentence four of 42 U.S.C. § 405(g).

On remand, the administrative law judge (ALJ) will hold a *de novo* hearing,
update the medical records, and issue a new decision. The ALJ shall: (1)
reevaluate the medical opinion evidence; (2) reevaluate Plaintiff's impairments at
step two; (3) obtain expert medical testimony, if available, to reconsider Plaintiff's

1 impairments at step three; (4) reevaluate Plaintiff's residual functional capacity;
2 and (5) if warranted, obtain supplemental vocational expert evidence to clarify the
3 effects of the assessed limitations on Plaintiff's ability to perform other work in the
4 national economy. Plaintiff may present additional testimony and submit
5 additional evidence.

6 2. **Judgment shall be entered for PLAINTIFF.**

7 3. Plaintiff's Motion for Summary Judgment, **ECF No. 12**, is
8 **STRICKEN AS MOOT.**

9 4. An application for attorney fees and costs may be filed by separate
10 motion.

11 The District Court Executive is directed to enter this Order, forward copies
12 to counsel, and **CLOSE THE FILE.**

13 DATED April 1, 2019.



A handwritten signature in black ink, appearing to read "J.T.R." or "John T. Rodgers".

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15 JOHN T. RODGERS
16 UNITED STATES MAGISTRATE JUDGE
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